

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

ORDER NO. 78-2

WASTE DISCHARGE REQUIREMENTS,
AMENDING ORDER NO. 75-23 FOR:

DOWRELIO BOAT WORKS, INC.
PIER DREDGING AND SPOILS DISPOSAL,
CROCKETT, CONTRA COSTA COUNTY

The California Regional Water Quality Control Board, San Francisco Bay Region finds that:

1. The Regional Board adopted Order No. 75-28 on April 15, 1975, prescribing waste discharge requirements for Dowrelío Boat Works, Pier Dredging and Spoils Disposal, Crockett, Contra Costa County.
2. Order 75-23 authorized disposal of 30,000 cubic yards of dredge spoil into Carquines Strait via an underwater diffuser. This authorization included a variance from EPA dredge spoil criteria and this Board's Dredge Spoil Disposal Policy for spoil heavy metal concentrations and for the proposed point of discharge at a non-designated disposal site.
3. Section A.1. and A.2. of Order No. 75-23 required that the dredging be accomplished within one year from the date of that Order and if the dredging project is not performed during that period of time, the discharger is to submit new and/or updated information to request a variance from this Board's policies with respect to disposal of polluted spoils.
4. The dredging authorized by Order No. 75-23 has not been accomplished. On November 18, 1977, Mrs. Nadine Lessley, President of Dowrelío Boat Works, Inc., requested an extension of the April 15, 1976, deadline. One factor which delayed dredging was a State Lands permit, which was not issued until April 8, 1976. The delays were largely beyond the discharger's control, and the factors which the Board considered in granting the variance are still applicable. The discharger proposes to perform dredging as originally approved by the Board, including experimental monitoring.
5. The Board adopted a Water Quality Control Plan for the San Francisco Bay Basin in April 1975 and this Order implements the water quality objectives stated in that plan.
6. The Board has notified the discharger and interested agencies and persons of its intent to prescribe waste discharge requirements for this discharge and has provided them an opportunity for a public meeting and an opportunity to submit their written views and recommendations.

7. The Board, in a public meeting, heard and considered all comments pertaining to the discharge.
8. The discharge requirements govern the waste discharge from the maintenance dredging of a privately owned marina. This activity constitutes only a minor modification to land, and such activity is thereby exempt from the provisions of the California Environmental Quality Act in accordance with Section 15104, Chapter 3, Title 14, California Administrative Code.

IT IS HEREBY ORDERED, that Order No. 75-23 is amended as follows:

Waste Discharge Requirements A.1 shall read as follows:

A variance from the Board's policy with respect to disposal of polluted spoils from the Dowrelio Marina through an underwater diffuser as described in Order No. 75-23 shall not be permitted after February 29, 1979.

Waste Discharge Requirement A.2 is hereby rescinded. Provision C.4. is added as follows:

Dowrelio Boat Works, Inc. shall submit a final monitoring report specified in the Corps of Engineers Permit No. 75-345-042 within six months following the completion of the proposed maintenance dredging.

I, Fred H. Dierker, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, San Francisco Bay Region, on January 17, 1978.

FRED H. DIERKER
Executive Officer